

**MINUTES FOR THE COURT OF APPEAL  
STATE OF CALIFORNIA  
SECOND APPELLATE DISTRICT**

**May 12, 2009**

DIVISION ONE

B183545 Dahms (Certified for Publication)  
v.  
Downtown Pomona Property et al.

Our previous opinion in this case is vacated. The judgment is affirmed. Respondents shall recover their costs on appeal.

Rothschild, J.

I concur: Mallano, P.J.  
I concur: Bauer, J. (Assigned) (Opinion)

### DIVISION THREE

B207281      People      (Not for Publication)  
v.  
Alexander Guzman

The judgment is modified by staying execution of sentence on appellant's conviction for the second degree commercial burglary (count 5) pending completion of his sentence on his conviction for grand theft of personal property (count 4), such stay then to become permanent, and, as modified, the judgment is affirmed. The trial court is directed to forward to the Department of Corrections an amended abstract of judgment reflecting the above modification.

Kitching, J.

We concur: Klein, P.J.  
Aldrich, J.

DIVISION THREE (continued)

B199287      Loeffler, et al.                      (Certified for Publication)  
                 v.  
                 Target Corporation

The judgment is affirmed. Target is awarded costs on appeal.

Kitching, J.

We concur: Klein, P.J.  
                 Aldrich, J.

B204622      Greathouse                              (Not for Publication)  
                 v.  
                 City of Pasadena

The order granting the City's motion for JNOV and the judgment in favor of the City and against plaintiff are affirmed. The City is awarded costs on appeal.

Kitching, J.

We concur: Croskey, Acting P.J.  
                 Aldrich, J.

B204532      Steven Markoff et al.,              (Not for Publication)  
                 v.  
                 Vidala Aaronoff

The order of October 9, 2007, is reversed insofar as it awarded attorney fees to Aaronoff. In all other respects, the October 9, 2007 order is affirmed. Aaronoff's appeal from the orders of October 9, 2007, and December 4, 2007, is moot and dismissed. Costs on appeal are awarded to the Markoffs.

Aldrich, J.

We concur: Klein, P.J.  
                 Croskey, J.

### DIVISION THREE (continued)

B201427      Meza  
v.  
H. Muehlstein & Co., et al.

Filed order vacating submission order of February 19, 2009. It is hereby ordered that the submission be vacated for the reason that, due to the press of other court business and the complexity of the issues in this case, additional time is needed to complete and file the opinion in this matter.

B207864      Holy Hill Community Church  
v.  
Kim, et al.

Filed order vacating submission order of May 5, 2009. On May 7, 2009, the parties informed this court that they wish to avail themselves of this court's mediation program, and have commenced selection of a mediator. It is therefore ordered that the submission of May 5, 2009 is hereby vacated.

## DIVISION FOUR

B206510 People (Not for Publication)  
v.  
Graibe

The judgment is affirmed.

Epstein, P.J.

We concur: Willhite, J.  
Suzukawa, J.

DIVISION FOUR (continued)

B210066      Los Angeles County, D.C.F.S.      (Not for Publication)  
v.  
Rosa C. et al.

The judgment (order terminating parental rights) is affirmed.

Suzukawa, J.

We concur: Willhite, Acting P.J.  
Manella, J.

B208692      Simon      (Not for Publication)  
v.  
Eroen et al.

The judgment (order dismissing the complaint) is affirmed. Respondents shall recover their costs on appeal.

Suzukawa, J.

We concur: Epstein, P.J.  
Manella, J.

B202599      Barbarena et al.      (Not for Publication)  
v.  
Keyes Audi

The grant of summary judgment (the order of dismissal) is affirmed. Keyes is to recover its costs on appeal.

Suzukawa, J.

We concur: Epstein, P.J.  
Manella, J.

DIVISION FOUR (continued)

B210609      Los Angeles County, D.C.F.S.      (Not for Publication)  
v.  
R.H.

The restraining order is affirmed.

Manella, J.

We concur:    Willhite, Acting P.J.  
Suzukawa, J.

B209106      Los Angeles County, D.C.F.S.      (Not for Publication)  
v.  
S.S.  
A.F.

The order terminating parental rights and the order summarily denying  
Father's section 388 petition are affirmed.

Manella, J.

We concur:    Epstein, P.J.  
Suzukawa, J.

DIVISION FIVE

B206683      Kun Sul Lee      (Not for Publication)  
v.  
James Jung, et al.,

The judgment is affirmed. Defendants James Jung and Jung Medical  
Center, Inc. are awarded costs on appeal.

Kriegler, J.

We concur:    Turner, P.J.  
Armstrong, J.

DIVISION FIVE (continued)

B211497      R.M.      (Not for Publication)

v.  
Superior Court, Los Angeles County  
(DCFS, r.p.i.)

The petition for extraordinary relief is denied.

Mosk, J.

We concur:   Turner, P.J.  
                  Armstrong, J.

B208419      People      (Not for Publication)

v.  
Theany Tor

The judgment is affirmed.

Kriegler, J.

We concur:   Turner, P.J.  
                  Mosk, J.

B207812      People      (Not for Publication)

v.  
Jomo Zambia

The judgment is affirmed.

Kriegler, J.

We concur:   Turner, P.J.  
                  Armstrong, J.

## DIVISION FIVE (continued)

B207500      People                                  (Not for Publication)  
v.  
**Matthew Bassett**

The judgment is modified to reflect that the sentence for resisting a peace officer in violation of section 148, subdivision (a) is stayed pursuant to section 654; the stay to become permanent upon completion of the sentence under section 69. In all other respects, the judgment is affirmed.

Kriegler, J.

We concur:   Turner, P.J.  
                      Armstrong, J.

B207037      People      (Not for Publication)  
v.  
Dennis Ojeda

The judgment is affirmed.

Kriegler, J.

We concur:   Turner, P.J.  
                      Armstrong, J.

## DIVISION SIX

B209288 People (Not for Publication)  
v.  
Reyes

The judgment (order revoking probation) is affirmed.

Coffee, J.

We concur:    Gilbert, P.J.  
                         Perren, J.

May 12, 2009 (Continued)

DIVISION SIX (continued)

B206494      American Safety                      (Not for Publication)  
                 v.  
                 Mothershead

The judgment is affirmed. The parties are to bear their own costs on appeal.

Coffee, J.

We concur:    Yegan, Acting P.J.  
                 Perren, J.

B209512      People                                      (Certified for Publication)  
                 v.  
                 Richard G.

The judgment (order denying motion to suppress) is affirmed.

Yegan, Acting P.J.

We concur:    Coffee, J.  
                 Perren, J.

B208694      People  
                 v.  
                 Palmer

Filed order denying petition for rehearing.

DIVISION SEVEN

B208675      In re C.C.  
                 Los Angeles County, D.C.F.S.  
                 v.  
                 Lisa M.

Filed order denying petition for rehearing.



DIVISION SEVEN (continued)

B213934     In Re F.R., et al.  
              Los Angeles County, D.C.F.S.  
              v.  
              Y.R.

B215038     In re F.R., et al.  
              Los Angeles County, D.C.F.S.  
              v.  
              P.B.

Filed order consolidating above captioned appeals.

DIVISION EIGHT

B207023     Treesavers and Jerry Rubin  
              v.  
              City Of Santa Monica

Filed order denying petition for rehearing and supplement to petition for rehearing.